

Upon recording mail to:
State Engineer's Office
901 S. Stewart Street, Suite 2002
Carson City, NV 89701

DOC # 763584

Official Records Nye County Nevada
Deborah Beatty - Recorder
04/15/2011 02:53:07 PM
Requested By: NYE CO PLANNING
Recorded By: vu
Recording Fee: \$0.00
Non Conformity Fee: \$0.00
Page 1 of 8



OFFICE OF THE NEVADA STATE ENGINEER

Regarding Permit No. 68345 Certificate Number _____

This space reserved for
county recorder's use only

AFFIDAVIT TO RELINQUISH WATER RIGHTS IN FAVOR OF USE OF WATER
FOR DOMESTIC WELLS

State of Nevada)

: ss

County of Nye)

I, Kelly Harris, as agent for Nye County

do hereby swear under penalty of perjury that the assertions of this affidavit are true.

1. I am the ☐ owner of record

☒ agent for the owner of record who is Nye County

of ☒ all ☐ a portion of 68345 as indicated in the records of the
check one permit/certificate no. or decreed right

Nevada State Engineer.

2. I hereby relinquish an amount of water equivalent to:

3.36 acre-feet

enter a total amount of water equal to the sum of 2.0 afa for each proposed new domestic well

acre-feet annually from the above water right.

The water right or portion of water right relinquished was appurtenant to the land more particularly described as follows:

the Pahrump Regional Planning District as shown on DWR Map #65304 filed September 21, 1999

describe the place of use by quarter sections, section, township, range M.D.B. & M. and assessor's parcel numbers

THE PROCESSING CHARGE OF \$250 MUST ACCOMPANY THIS AFFIDAVIT

3. This relinquishment of water rights is for the purpose of offsetting the water withdrawn from domestic wells to homes, or for the dedication of water to newly created lots located at the place described below and reflected on the attached map: *(Describe place where water will be used with quarter sections, section, township, range, M.D.B. & M. and assessor's parcel numbers)*

See attached Exhibit A

4. I have attached a reduced, scaled, 8 1/2 X 11" copy of the tentative parcel map. The original tentative parcel map must be prepared to the standards of NRS 278.466.
5. I understand that this relinquishment must be approved by the Nevada State Engineer in order for it to become effective.
6. I am aware that, under NRS 534.350, a county may dedicate and relinquish sufficient water rights to offset water withdrawals from domestic wells of new homes. Water rights so relinquished revert to the source of the water. Should these homes later be added to a public water system, the public water system is entitled to receive a credit in the same manner as the addition of any other customer to the public water system pursuant to NRS 534.350.
7. I understand this relinquishment shall become effective upon the date of approval by the State Engineer. The affiant may petition the State Engineer to void this relinquishment if the final subdivision or parcel map is not recorded within 18 months after this approval. If a petition to void this relinquishment is not submitted to the State Engineer within the 18 month period, the water remains permanently reverted to the source.
8. I understand once these water rights are relinquished by recordation of a final subdivision map in the office of the county recorder of the county wherein the domestic wells are to be located, as provided in NRS 278.380 (2001), or in the case of a final parcel map as provided in NRS 278.4725 (2003), the process cannot be reversed nor can I claim said right as a water right.

Permit/Cert No. 68345

9. Within 30 days of approval of this relinquishment by the State Engineer, I shall record this Affidavit in the office of the county recorder of the county in which the final subdivision or parcel map is recorded. I shall also record this Affidavit in the office of the county recorder of the county in which the previous place of use was located, if it is not the same county.

10. I shall provide the State Engineer's Office with a copy of this recorded Affidavit within thirty (30) days of its recording with the county recorder.

DATED: This 25th day of March, 20 11.

[Signature]
Affiant's Signature

Kelly Harris

Affiant's printed name

P.O. Box 1531
Street Address

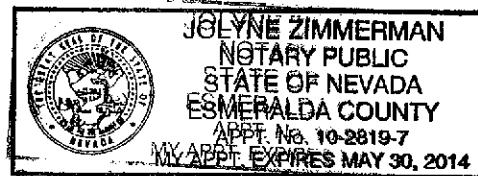
Tonopah, NV 89049
City, State, ZIP

(775) 482-8181
Telephone Number

Subscribed and sworn to before me

this 25 day of March, 20 11.

[Signature]
Notary Public Signature



Notary Stamp

APPROVED: This 5th day of April, 20 11.

[Signature] P.E.
for State Engineer's signature

Tracey Taylor
for Print State Engineer's name

EXHIBIT A

Original AP #45-461-41 now known as:

AP #45-461-61 Parcel 1 of file map #541184 located within the SW¼ NE¼ of Section 33, T21S, R54E, MDB&M recorded on 6/26/02 required 1.12 acre-feet of water right dedication;

AP #45-461-62 Parcel 2 of file map #541184 located within the SW¼ NE¼ of Section 33, T21S, R54E, MDB&M recorded on 6/26/02 inherited the domestic well entitlement;

AP #45-461-63 Parcel 3 of file map #541184 located within the SW¼ NE¼ of Section 33, T21S, R54E, MDB&M recorded on 6/26/02 required 1.12 acre-feet of water right dedication; and

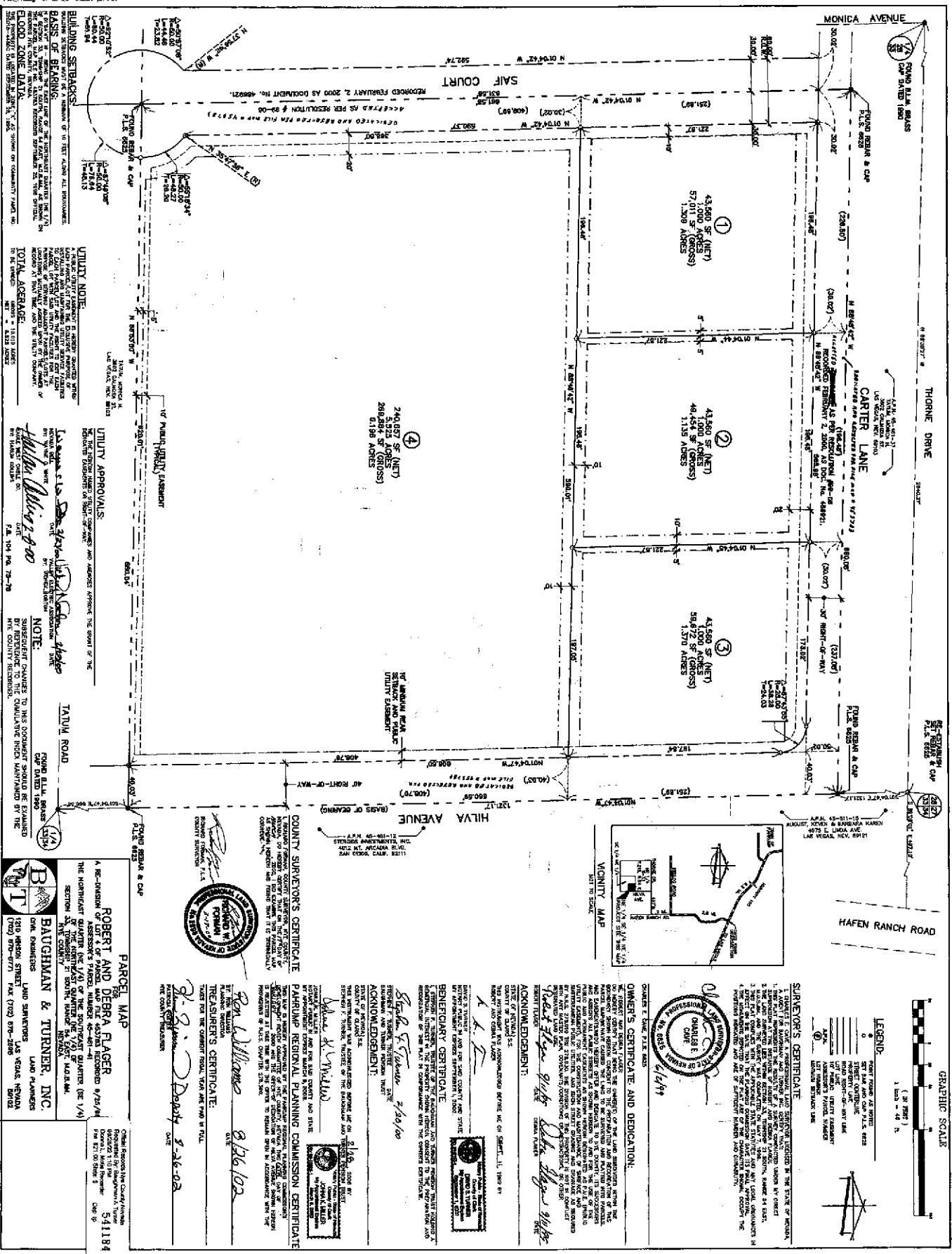
AP #45-461-64 Parcel 4 of file map #541184 located within the SW¼ NE¼ of Section 33, T21S, R54E, MDB&M recorded on 6/26/02 required 1.12 acre-feet of water right dedication

DRAWING NUMBER

DRAWING NUMBER

DRAWING NUMBER

541184



UTILITY NOTE:
A PUBLIC UTILITY EXISTING IN AND/OR ADJACENT TO THE PROPERTY SHOWN ON THIS MAP IS NOT TO BE DISTURBED BY THE PROPOSED DEVELOPMENT. THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY. THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY. THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY.

UTILITY APPROVALS:
THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY. THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY. THE PROPOSED DEVELOPMENT SHALL BE DESIGNED TO AVOID ANY INTERFERENCE WITH THE OPERATION OF SUCH UTILITY.

NOTE:
SUBSEQUENT CHANGES TO THIS DOCUMENT SHOULD BE EXAMINED BY THE COUNTY ENGINEER. THE COUNTY ENGINEER SHALL BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED HEREIN.

PARCEL MAP:
A RE-DIVISION OF LOT 1, 2 AND 3, AND THE ASSASS RECORDED 6/29/94. THE NORTHWEST QUARTER (NW 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) SECTION 10, T12N, R12E, S4E, 1/4. THE COUNTY ENGINEER SHALL BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED HEREIN.

COUNTY SURVEYOR'S CERTIFICATE:
I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

BENEFICIARY CERTIFICATE:
I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

ACKNOWLEDGMENT:
I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I, COUNTY SURVEYOR, DO HEREBY CERTIFY THAT THE INFORMATION CONTAINED ON THIS MAP IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

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A RE-DIVISION OF LOT 1, 2 AND 3, AND THE ASSASS RECORDED 6/29/94. THE NORTHWEST QUARTER (NW 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) SECTION 10, T12N, R12E, S4E, 1/4. THE COUNTY ENGINEER SHALL BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED HEREIN.

Parcel Number 045-461-61 Prior Parc # 045-461-41 Changed 9/16/02
Last Updated 11/17/10 By RRIVERO Created by split; Primary # 045-461-61
Ownership (F6-All Owners F7=Documents F8=Correspondence History)
Legal Owner..... STEWARD, PAUL & JOYCE Force Assmt Notice....
Assessed Owner..... STEWARD, PAUL & JOYCE Force Ag Message....
Mail Address..... 922 BENTLEY PARK CIR Force Label.....
City, State..... OFALLON, MO Zip... 63368-8022
Vesting Doc #, Date..... 607940 11/16/2004 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s.....
Description (F11=Additional Locations)
Dir Street or Other Description Unit #(s)
Property Location... 5881 E CARTER LN Block... Lot...
Subdivision.....
Town..... FAHRUMP Parcel Map ID..
Property Name..... F#541184 P.1 1AC Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: 100
Size
Total Acres... 1.000 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000
F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Parcel Number 045-461-62 Prior Parc # 045-461-41 Changed 9/16/02
Last Updated 11/17/10 By RRIVERO Created by split; Primary # 045-461-61
Ownership (F6-All Owners F7=Documents F8=Correspondence History)
Legal Owner..... HERNANDEZ, CHUCK & TONI TRUST Force Assmt Notice....
Assessed Owner..... HERNANDEZ, CHUCK & TONI TRUST Force Ag Message....
Mail Address..... P O BOX 2446 Force Label.....
City, State..... FAHRUMP, NV Zip... 89041-2446
Vesting Doc #, Date..... 711251 6/26/2008 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s.....
Description (F11=Additional Locations)
Dir Street or Other Description Unit #(s)
Property Location... 5931 E CARTER LN Block... Lot...
Subdivision.....
Town..... FAHRUMP Parcel Map ID..
Property Name..... F#541184 P.2 1AC Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: 200
Size
Total Acres... 1.000 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000
F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

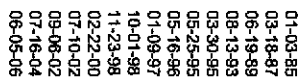
Parcel Number 045-461-63 Prior Parc # 045-461-41 Changed 9/16/02
Last Updated 11/17/10 By RRIVERO Created by split; Primary # 045-461-61
Ownership (F6-All Owners F7=Documents F8=Correspondence History)
Legal Owner..... MATHANS, LORI Force Assmt Notice....
Assessed Owner..... MATHANS, LORI Force Ag Message....
Mail Address..... 341 W NOPAH VISTA AVE Force Label.....
City, State..... FAHRUMP, NV Zip... 89060
Vesting Doc #, Date..... 589618 5/12/2004 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s.....
Description (F11=Additional Locations)
Dir Street or Other Description Unit #(s)
Property Location... 5991 E CARTER LN Block... Lot...
Subdivision.....
Town..... FAHRUMP Parcel Map ID..
Property Name..... F#541184 P.3 1AC Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: 100
Size
Total Acres... 1.000 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000
F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Parcel Number 045-461-64 Prior Parc # 045-461-41 Changed 9/16/02
Last Updated 11/17/10 By RRIVERO Created by split; Primary # 045-461-61
Ownership (F6-All Owners F7=Documents F8=Correspondence History)
Legal Owner..... MILLER, TERANCE J & MOOLIM Force Assmt Notice....
Assessed Owner..... MILLER, TERANCE J & MOOLIM Force Ag Message....
Mail Address..... 4029 FEATHERSTONE LN Force Label.....
City, State..... LAS VEGAS, NV Zip... 89129-5447
Vesting Doc #, Date..... 581501 2/12/2004 Yr,Bk,Pg 00 000 000 Corr Rq'd
Map Document #s.....
Description (F11=Additional Locations)
Dir Street or Other Description Unit #(s)
Property Location... 9371 S SAIF CT Block... Lot...
Subdivision.....
Town..... FAHRUMP Parcel Map ID..
Property Name..... F#541184 P.4 5.525AC Confidential..
Remarks.....
Parcel # Containing Descriptive/Document Data.... Land Use: 100
Size
Total Acres... 5.530 Square Feet.... 0
Ag Acres..... .000 W/R Acres..... .000
F9=Scan >/< > F10=Other Functions F12=Cancel F14=Imprvmnts/Appraisal Data
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

RQ-10-0018

45-46

RQ-10-0018



NOTE: THIS PLAT IS FOR ASSESSMENT USE ONLY AND DOES NOT REPRESENT A SURVEY. NO LIABILITY IS ASSUMED AS TO THE ACCURACY OF THE DATA DELINEATED HEREON.

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**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES**

901 South Stewart Street, Suite 2002

Carson City, Nevada 89701-5250

(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

April 13, 2011



Permit 68345R01

Nye County Planning Department
Attn: Ms. Kelly Harris
P.O. Box 1531
Tonopah, NV 89049-1531

**Re: RQ-10-0018 - Affidavit of Relinquishment of water rights from Permit 68345
in favor of domestic well(s).**

Dear Ms. Harris:

Enclosed are the original Affidavit of Relinquishment & documents, Nye County # RQ-10-0018, recently signed and approved by Deputy State Engineer Tracy Taylor for the relinquishment of 3.36 AFA, in the name of Nye County, of water from Permit 68345.

RQ-10-0018: 3.36 acre-feet are being relinquished to create three (3) new domestic well parcels from the parent parcel APN 45-461-41 in Pahrump, Nye County, Nevada. The new domestic well parcels are identified by the Nye County Assessor as APN 45-461-61, 45-461-63 and 45-461-64. The Date of Priority for the new domestic well(s) will be the same Date of Priority as Permit 68345; June 16, 1969. The original domestic well entitlement will be inherited by APN 45-461-62.

To properly complete the relinquishment process, this office must receive a recorded copy of this Affidavit of Relinquishment & documents within 30 days from the date of this letter. Nye County is to retain the original Affidavit of Relinquishment & documents. The 3.36 acre-feet of water under Permit 68345 owned by Nye County will be relinquished when a recorded copy of the enclosed Affidavit of Relinquishment & documents is returned to this office. If you have any questions, please call me at (775) 684-2800.

Sincerely,

A handwritten signature in black ink, appearing to read "H Reed".

Hamilton Reed, PG, PE
Staff Engineer

WHR/ml
Enclosures